

ORDINANCE NO. 1960

AN ORDINANCE OF THE CITY OF SANTA CLARA, CALIFORNIA, AMENDING CHAPTER 15.15 ("BUILDING CODE"), CHAPTER 15.17 ("RESIDENTIAL CODE"), CHAPTER 15.20 ("ELECTRIC CODE"), CHAPTER 15.30 ("MECHANICAL CODE"), CHAPTER 15.35 ("PLUMBING CODE"), AND CHAPTER 15.75 ("INTERNATIONAL EXISTING BUILDING CODE"), AND ADDING CHAPTER 15.36 ("ENERGY CODE"), CHAPTER 15.37 ("HISTORICAL BUILDING CODE"), AND CHAPTER 15.38 ("GREEN BUILDING STANDARDS CODE"), TO TITLE 15 ("BUILDINGS AND CONSTRUCTION") OF "THE CODE OF THE CITY OF SANTA CLARA, CALIFORNIA" FOR THE ADOPTION OF THE 2016 CALIFORNIA BUILDING CODE, 2016 CALIFORNIA RESIDENTIAL CODE, 2016 CALIFORNIA ELECTRICAL CODE, 2016 CALIFORNIA MECHANICAL CODE, 2016 CALIFORNIA PLUMBING CODE, 2016 CALIFORNIA EXISTING BUILDING CODE, 2016 CALIFORNIA ENERGY CODE, 2016 CALIFORNIA HISTORICAL BUILDING CODE, AND 2016 CALIFORNIA GREEN BUILDING STANDARDS CODE

BE IT ORDAINED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the California Building Standards Commission has adopted and published an updated Title 24 of the California Code of Regulations, also referred to as the 2016 California Building Standards Code, that will become effective statewide on January 1, 2017; and

WHEREAS, the City of Santa Clara has reviewed and determined to adopt the 2016 California Building Standards Code pursuant to California Health and Safety Code Sections 17958 and 18941.5.

NOW THEREFORE, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA, AS FOLLOWS:

SECTION 1: That Chapter 15.15 ("Building Code") of Title 15 ("Buildings and Construction") of "The Code of the City of Santa Clara, California" ("SCCC") is repealed in its entirety and amended

to read as follows:

**“Chapter 15.15
BUILDING CODE**

15.15.010 Adoption of Building Code.

The 2016 California Building Code, published and copyrighted by the International Code Council, Inc. and the California Building Standards Commission in Part 2 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The adoption includes Appendix J. The 2016 California Building Code shall be designated and referred to as the “Building Code” for the City of Santa Clara.”

SECTION 2: That Chapter 15.17 (“Residential Code”) of Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) is repealed in its entirety and amended to read as follows:

**“Chapter 15.17
RESIDENTIAL CODE**

15.17.010 Adoption of Residential Code.

The 2016 California Residential Code, published and copyrighted by the International Code Council, Inc. and the California Building Standards Commission in Part 2.5 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The 2016 California Residential Code shall be designated and referred to as the “Residential Code” for the City of Santa Clara.”

SECTION 3: That Chapter 15.20 (“Electric Code”) of Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) is repealed in its entirety and amended

to read as follows:

**“Chapter 15.20
ELECTRICAL CODE**

15.20.010 Adoption of Electrical Code.

The 2016 California Electrical Code, published and copyrighted by the National Fire Protection Association and the California Building Standards Commission in Part 3 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The 2016 California Electrical Code shall be designated and referred to as the “Electrical Code” for the City of Santa Clara.”

SECTION 4: That Chapter 15.30 (“Mechanical Code”) of Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) is repealed in its entirety and amended to read as follows:

**“Chapter 15.30
MECHANICAL CODE**

15.30.010 Adoption of Mechanical Code.

The 2016 California Mechanical Code, published and copyrighted by the International Association of Plumbing and Mechanical Officials and the California Building Standards Commission in Part 4 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The 2016 California Mechanical Code shall be designated and referred to as the “Mechanical Code” for the City of Santa Clara.”

SECTION 5: That Chapter 15.35 (“Plumbing Code”) of Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) is repealed in its entirety and amended

to read as follows:

**“Chapter 15.35
PLUMBING CODE**

15.35.010 Adoption of Plumbing Code.

The 2016 California Plumbing Code, published and copyrighted by the International Association of Plumbing and Mechanical Officials and the California Building Standards Commission in Part 5 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The adoption includes Appendices A, B, C, D, G, H, I, and J. The 2016 California Plumbing Code shall be designated and referred to as the “Plumbing Code” for the City of Santa Clara.”

SECTION 6: That a new Chapter 15.36 (“Energy Code”) is added to Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) to read as follows:

**“Chapter 15.36
ENERGY CODE**

15.36.010 Adoption of Energy Code.

The 2016 California Energy Code, published and copyrighted by the International Code Council, Inc. and the California Building Standards Commission in Part 6 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The 2016 California Energy Code shall be designated and referred to as the “Energy Code” for the City of Santa Clara.”

SECTION 7: That a new Chapter 15.37 (“Historical Building Code”) is added to Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) to

read as follows:

**“Chapter 15.37
HISTORICAL BUILDING CODE**

15.37.010 Adoption of Historical Building Code.

The 2016 California Historical Building Code, published and copyrighted by the California Building Standards Commission in Part 8 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The 2016 California Historical Building Code shall be designated and referred to as the “Historical Building Code” for the City of Santa Clara.”

SECTION 8: That a new Chapter 15.38 (“Green Building Standards Code”) is added to Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) to read as follows:

**“Chapter 15.38
GREEN BUILDING STANDARDS CODE**

15.38.010 Adoption of Green Building Standards Code.

The 2016 California Green Building Standards Code, published and copyrighted by the California Building Standards Commission in Part 11 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein. The 2016 California Green Building Standards Code shall be designated and referred to as the “Green Building Standards Code” for the City of Santa Clara.”

SECTION 9: That Chapter 15.75 (“International Existing Building Code”) of Title 15 (“Buildings and Construction”) of “The Code of the City of Santa Clara, California” (“SCCC”) is repealed in its

entirety and amended to read as follows:

**“Chapter 15.75
EXISTING BUILDING CODE**

15.75.010 Adoption of Existing Building Code.

The 2016 California Existing Building Code, published and copyrighted by the International Code Council, Inc. and the California Building Standards Commission in Part 10 of Title 24 of the California Code of Regulations, is hereby adopted and referred to, and by this reference expressly incorporated and made a part of this Chapter as though fully set forth herein.

The 2016 California Existing Building Code shall be designated and referred to as the “Existing Building Code” for the City of Santa Clara.”

SECTION 10: Savings clause. The changes provided for in this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any right established or accruing before the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to the effective date of this ordinance. All fee schedules shall remain in force until superseded by the fee schedules adopted by the City Council.

SECTION 11: Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

SECTION 12: Effective date. This ordinance shall take effect thirty (30) days after its final adoption, but no sooner than January 1, 2017; however, prior to its final adoption it shall be published in accordance with the requirements of California Government Code Section 50022.3 and Section 808 and 812 of "The Charter of the City of Santa Clara, California."

PASSED FOR THE PURPOSE OF PUBLICATION this 25TH day of October, 2016, by the following vote:


AYES: COUNCILORS: Caserta, Davis, Marsalli, O'Neill and Watanabe and Mayor Gillmor

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Kolstad

ABSTAINED: COUNCILORS: None

ATTEST:



ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

FINALLY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SANTA CLARA this 22ND day of November, 2016 by the following vote:


AYES: COUNCILORS: Caserta, Davis, O'Neill and Watanabe and Mayor Gillmor

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Kolstad, Marsalli

ABSTAINED: COUNCILORS: None

ATTEST:



ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None